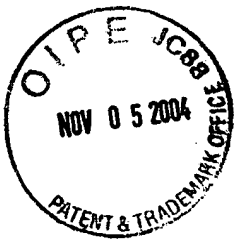


IFW
DTC \$



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Repper, et al
Application No.: 09/884,828
Filing Date: June 18, 2001
Title: Electronic Gas Cooktop Control with
Simmer System and Method Thereof

Docket No.: 932-CAL
Date: November 1, 2004
Group Art Unit: 3749
Examiner: Sara Sachie Clarke
FAX No. 703 305-3463

Petition under 37 CFR 1.78

Commissioner for Patents
PO Box 1450
Alexandria VA, 22313-1450

Sir:

Applicant petitions for an unintentionally delayed benefit under 37 CFR 1.78(a)(3) and (a)(6) .

Please add the following to the application after the title:

This application is a continuation of PCT application PCT/US00/28624, filed October 16, 2000, which claims benefit of US Provisional Patent Application 60/159,885, filed October 18, 1999.

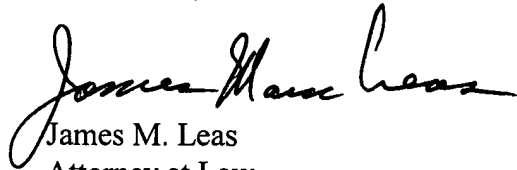
A fee sheet and check for the surcharge of \$1370 under 37 CFR 1.17(f) is attached.

The entire delay between the date the claim was due under 37 CFR 1.78(a)(2) and (a)(5) and the date the claim was filed was unintentional.

CERTIFICATE OF MAILING	
I hereby certify that, on the date shown below, this correspondence is being:	
MAIL	FACSIMILE
<input checked="" type="checkbox"/> deposited with the United States Postal Service with sufficient postage as express mail in an envelope addressed to: Commissioner for Patents PO Box 1450 Alexandria VA, 22313-1450	<input type="checkbox"/> transmitted by facsimile to the Patent and Trademark Office.
Date: <u>11/1/04</u>	James Marc Leas Name Signature

If there are any questions please call applicant's attorney at 802 864-1575.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "James M. Leas". The signature is fluid and cursive, with the first name "James" and last name "Leas" clearly distinguishable.

James M. Leas
Attorney at Law
Registration Number 34,372
802 864-1575

Law Office of James M. Leas
37 Butler Drive
S. Burlington, Vermont 05403

NOV 05 2004

PTO/SB/17 (10-04v2)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$) **1370****Complete if Known**

Application Number	09/884,828
Filing Date	June 18, 2001
First Named Inventor	Repper
Examiner Name	Sara Clarke
Art Unit	3749
Attorney Docket No.	932-ca

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☐ Deposit Account:Deposit Account Number
Deposit Account Name

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☐ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		Extra Claims		Fee from below		Fee Paid	
Independent Claims		-20** =		X		=	
Multiple Dependent		-3** =		X		=	

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) petition

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY

Name (Print/Type)

Signature

Registration No.
(Attorney/Agent)

(Complete if applicable)

Telephone

Date

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.